

REMARKS

Applicants thank the Patent Office for the careful attention accorded this Application and respectfully requests reconsideration in view of the Amendment above and remarks set forth below.

In response to the Office Action mailed September 30, 2005, Applicants have canceled claims 94 and 95 without prejudice or disclaimer, and have amended independent Claim 93 in order to include the limitations of claims 93 and 94 and certain of the limitations of claims 99 and 100, so as to more clearly define the automatically-activated wireless bar code symbol reading system of the present invention, over the prior art of record. Applicants reserve the right to file one or more continuation applications based on the canceled claims.

When taken as a whole, Applicants' firmly believe that the prior art of record, alone and in combination with each other, including US Patent No. 6,811,008 to Lanzaro et al., clearly fails to disclose, teach or suggest the automatically-activated wireless bar code symbol reading system as defined by amended Claim 93, which includes (i) an automatic object detection subsystem for activating its automatic bar code symbol reading mechanism upon detecting an object, (ii) a battery power level detection circuit for generating a control signal to put the system in its sleep mode when battery power falls below a threshold level, (iii) RF-based chipsets in the hand-supportable bar code reader and the base station, responsive to the sleep mode, for conserving electrical power, and (iv) a manually-actuatable switch to re-enter the operational mode of the system when the system is in its sleep mode, as claimed.

In contrast, US Patent No. 6,811,088 discloses a portable data collection system comprising a portable data collection device 10 which is wirelessly connected to one or more data transmitting units 20. As disclosed, the data transmitting unit 20 is realized as a ring scanner (see Figs. 22-23) which includes a manually-activated bar code scanning mechanism. Also, while the data transmitting unit 20 includes a power management control circuit 21 (Col. 7, at lines 20-41), for "control[ing] the actuation of each of the elements in response to the triggering circuit input (e.g. turning the scan motor on first, before the light source etc), there is

no disclosure or suggestion in US Patent No. 6,811,088 of providing (i) a battery power level detection circuit for generating a control signal to put the system in its sleep mode when battery power falls below a threshold level, (II) RF-based chipsets, responsive to the sleep mode, for conserving electrical power, and (iii) a manually-actuatable switch to re-enter the operational mode of the system when the system is in its sleep mode, as claimed.

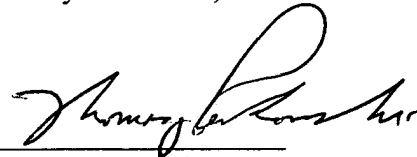
Applicants include a Terminal Disclaimer to overcome any judicially-created obviousness-type double patenting rejections in view of US Application No. 10/342,433.

In view therefore, of the Amendment and Remarks set forth above, the present invention defined by amended Claims 93 and 96-100 is firmly believed to be neither anticipated by, nor rendered obvious in view of the prior art of record, and that the present application is now in condition for allowance.

Favorable action is earnestly solicited.

The Commissioner is hereby authorized to any fee deficiencies to Deposit Account No. 16-1340.

Respectfully submitted,



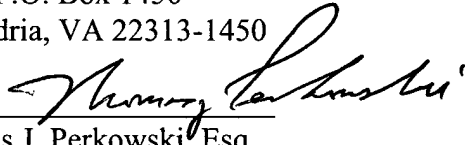
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A handwritten signature in dark ink, appearing to read 'Thomas J. Perkowski', written over a horizontal line.

Thomas J. Perkowski, Esq.

Reg. No. 33,134

Date: February 27, 2006